

**SUPPORTED EMPLOYMENT SERVICES
TO A PERSON WITH A DISABILITY**

2008 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill makes the pilot program for provision of supported employment services, contained in the Services to People With Disabilities Chapter of the Utah Human Services Code, into a permanent program.

Highlighted Provisions:

This bill:

- ▶ establishes as a permanent program the pilot program for provision of supported employment services; and
- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

62A-5-103.1, as enacted by Laws of Utah 2006, Chapter 133

63-55-262, as last amended by Laws of Utah 2007, Chapter 135

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **62A-5-103.1** is amended to read:

62A-5-103.1. Program for provision of supported employment services.

(1) There is established a [pilot] program for the provision of supported employment services to be administered by the division[, beginning on July 1, 2006, and ending on July 1, 2008].

(2) The division shall make rules, in accordance with Title 63, Chapter 46a, Utah

Administrative Rulemaking Act, as necessary for the implementation and administration of
[this] the program described in this section.

(3) In accordance with Subsection (4), within funds appropriated by the Legislature for
the [pilot] program described in this section, the division shall provide supported employment
services to a person with a disability who:

(a) is eligible to receive services from the division;

(b) has applied for, and is waiting to, receive services from the division;

(c) is not receiving other ongoing services from the division;

(d) is not able to receive sufficient supported employment services from other sources;

(e) the division determines would substantially benefit from the provision of supported
employment services; and

(f) does not require the provision of other ongoing services from the division in order
to substantially benefit from the provision of supported employment services.

(4) (a) The division shall provide supported employment services under this section
outside of the prioritization criteria established by the division for the receipt of other services
from the division.

(b) The division shall establish criteria to determine the priority, between persons
eligible for services under this section, for receiving services under this section.

(5) It is the intent of the Legislature that the services provided under the [pilot]
program described in this section:

(a) shall be provided separately from the Medicaid program described in Title XIX of
the Social Security Act;

(b) may not be supported with Medicaid funds;

(c) may not be provided as part of a Medicaid waiver;

(d) do not constitute an entitlement of any kind; and

(e) may be withdrawn from a person at any time.

~~[(6) The director of the division shall report to the Health and Human Services Interim
Committee during the 2007 interim regarding:]~~

~~[(a) the operation and accomplishments of the pilot program described in this section;]~~

~~[(b) whether the Legislature should convert the pilot program to an ongoing program
within the division; and]~~

63 ~~[(c) recommendations for changes, if any, relating to the pilot program.]~~
64 ~~[(7) During the 2007 interim, the Health and Human Services Interim Committee~~
65 ~~shall:]~~
66 ~~[(a) hear or review the report described in Subsection (6); and]~~
67 ~~[(b) determine whether the pilot program described in this section should be converted~~
68 ~~to an ongoing program within the division.]~~
69 Section 2. Section **63-55-262** is amended to read:
70 **63-55-262. Repeal dates, Title 62A.**
71 ~~[(1) Section 62A-5-103.1, Pilot program for provision of supported employment~~
72 ~~services, is repealed July 1, 2008:]~~
73 ~~[(2)]~~ Section 62A-5-103.2, Pilot program for family preservation services, is repealed
74 July 1, 2009.